

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the leaflet were false and misleading. These statements represented and suggested that the article when used as directed would keep the intestines of horses free from the larvae of a certain variety of the strongyle; that it would be effective in removing "ascaroids" or large roundworms from the intestines of horses, and lung worms from horses; and that intestinal parasites destroy more horses than all other ailments combined. The article would not be effective for the purposes represented, and intestinal parasites do not destroy more horses than all other ailments combined.

DISPOSITION: May 4, 1949. G. E. Lewis, Miami Springs, Fla., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the destruction of the leaflets and the relabeling of the product, under the supervision of the Federal Security Agency.

2769. Misbranding of Gwycam. U. S. v. 2 Bottles, etc. (F. D. C. No. 27157. Sample No. 25838-K.)

LIBEL FILED: April 25, 1949, Northern District of Iowa.

ALLEGED SHIPMENT: On or about October 29, 1948, and February 7, 1949, from Kansas City, Mo.

PRODUCT: 2 1-gallon bottles, 6 32-ounce bottles, and 12 16-ounce bottles of *Gwycam* at Sioux City, Iowa, in the possession of the Midwest Products. The product, which had been shipped in bulk, was repackaged and labeled by the consignee.

LABEL, IN PART: "Active Ingredients: Guaiacol . . . 8.00%, Oil Eucalyptus . . . 5.00%, Cresol . . . 2.50%, Gum Camphor . . . 75%, Inert Ingredients: Emulsified Paraffin Oil . . . 83.75%."

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statement "May be used as an aid for treating simple colds of Livestock and Poultry" was false and misleading since the product when used as directed was not effective as an aid for treating simple colds of livestock and poultry. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: May 25, 1949. Default decree of condemnation and destruction.

2770. Misbranding of International Pig and Sow Meal and International Hog Balancer. U. S. v. 42 Bags, etc. (F. D. C. No. 27009. Sample Nos. 45217-K, 45218-K.)

LIBEL FILED: April 19, 1949, Northern District of Iowa.

ALLEGED SHIPMENT: On or about January 20, 1949, by the International Sugar Feed Co., from Minneapolis, Minn.

PRODUCT: 42 100-pound bags of *International Pig and Sow Meal* and 370 100-pound bags of *International Hog Balancer* at Klemme, Iowa, together with a number of circulars entitled "International Pig and Sow Meal" and "Feed International" which were received by the consignee from the shipper of the product during January or February 1949.

LABEL, IN PART: (Tag) "International Hog Balancer * * * Ingredients Soybean Oil Meal, Linseed Oil Meal, Tankage, Fish Meal, Wheat Flour Middlings, Standard Middlings, Gentian, Foenugreek, Epsom Salts, Special Steamed Bone Meal, Calcium Carbonate, Iron Oxide, Copper Sulphate, Sodium Bicarbonate, Manganese Sulphate, Spent Bone Black, Salt, Charcoal, Sulphur,

Potassium Iodide, Wheat Germ Meal, Irradiated Brewers' Type Yeast, Vitamin A and D Feeding Oil, Molasses. Contains not more than 5% of added minerals" and "International Pig and Sow Meal Ingredients Soybean Oil Meal, Linseed Oil Meal, Tankage, Fish Meal, Standard Middlings, Wheat Flour Middlings, Gentian, Foenugreek, Epsom Salts, Special Steamed Bone Meal, Calcium Carbonate, Iron Oxide, Copper Sulphate, Sodium Bicarbonate, Manganese Sulphate, Spent Bone Black, Salt, Charcoal, Sulphur, Potassium Iodide, Wheat Germ Meal, Irradiated Brewers' Type Yeast, Vitamin A and D Feeding Oil, Molasses."

NATURE OF CHARGE: Misbranding, Section 502 (a), the following statements in the labeling of the articles were false and misleading since the statements represented and suggested that the articles were capable of fulfilling the promises of beneficial results and therapeutic value, which they were not capable of effectively fulfilling: *International Pig and Sow Meal* "* * * carry pigs safely through the critical periods of early life. It helps prevent scours and promotes resistance to disease * * * (Digestive Stimulants) which aid digestion and assimilation. * * * many digestive disorders which may cause early death * * * it helps overcome these early digestive disorders * * * large litters and healthier pigs * * *" and *International Hog Balancer* "* * * (Digestive Stimulants) * * * feed consumed is more completely digested * * * Conditioning Ingredients * * * International Hog Balancer should be fed during pregnancy as its use will insure strong, well-formed pigs at birth. Its use should be continued during the suckling period so as to insure a good flow of milk for the young."

DISPOSITION: May 5, 1949. The International Sugar Feed Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the products were ordered released under bond for relabeling, under the supervision of the Federal Security Agency.

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PRODUCTS

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¹⁵ (2756) Prosecution contested. Contains opinion of the court.

W.V.

FEDERAL SECURITY AGENCY

FOOD AND DRUG ADMINISTRATION

E.R.S. *Erc*F.D.C. *78*D.M.T. *DMT*L.E.C. *W*

P.E.S.

*Copy to Eloise*NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG,
AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

2771-2790

DRUGS AND DEVICES

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Federal Security Agency. Published by direction of the Federal Security Administrator.

PAUL B. DUNBAR, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., *February 6, 1950.*

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